AO 88B (Rev. 02/14) Subpoena to Produce Documents, Information, or Objects or to Permit Inspection of Premises in a Civil Action

UNITED STATES DISTRICT COURT

for the

*,	Eastern I	District of Ne	w York	٠.		
Government Employees In	surance Company, et al.	··)				
Plain		:)		1.22	-cv-02834(PKC)(MMH)
v.)	Civil Action	i No.	00 0	,
Stybel	et al.)				
Defen	dant	-)				
SUBPOE OR T	NA TO PRODUCE DO O PERMIT INSPECTIO	CUMENTS ON OF PRE	, INFORMA MISES IN	ATION, O	R OBJECTS ACTION	
To:	New York 1829 E 13 Street,	Billing and F Suite 1-A, Bi	Processing C ooklyn, New	orp. V York 1122	<u>.</u> 9	
	(Name of pers	on to whom thi	s subpoena is a	lirected)		
✓ Production: YOU A documents, electronically st material: See Attached Ride		produce at the cts, and to pe	ne time, date ermit inspect	, and place ion, copyir	set forth belowing, testing, or sa	mpling of the
			:		١	
Place: Rivkin Radler LLP			Date and T	ime:		
926 RXR Plaza Uniondale, New Yo				10/26/	2022 10:00 am	
☐ Inspection of Premi other property possessed or may inspect, measure, surve	ses: YOU ARE COMM. controlled by you at the tey, photograph, test, or sar					
Place:			Date and T	ime:	•	
The following prov Rule 45(d), relating to your respond to this subpoena ar	isions of Fed. R. Civ. P. 4 protection as a person sul d the potential consequen	bject to a sui	opoena; and	(c), relating Rule 45(e)	g to the place of and (g), relating	compliance; g to your duty to
Date:10/03/2022		÷			• .	•
(CLERK OF COURT		0.00		. ' ,	
			OR		/s/ Garin Scoll	an
	Signature of Clerk or De	puty Clerk			Attorney's signat	ure
The name, address, e-mail	ill and talanhana nu	mher of the	afforney repl	resenting (n	ame of party)	Plaintiffs,
The name, address, e-mail	address, and telephone nu		. w	ho issues o	r requests this s	ubpoena, are:
Government Employees Ins Garin Scollan, 926 RXR Pl	urance Company, or al.	3 garin scoll				
Garin Scollan, 926 RXR Pl	aza, Uniondale, INT 11550	, gaintacon	, ,	Y. S Y		
	Notice to the person	vho issues o	r requests t	nis suppoe	ana on ontongible t	things or the

If this subpoena commands the production of documents, electronically stored information, or tangible things or the inspection of premises before trial, a notice and a copy of the subpoena must be served on each party in this case before it is served on the person to whom it is directed. Fed. R. Civ. P. 45(a)(4).

AO 88B (Rev. 02/14) Subpoena to Produce Documents, Information, or Objects or to Permit Inspection of Premises in a Civil Action (Page 2)

Civil Action No. 1:22-cv-02834(PKC)(MMH)

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 45.)

	I received this sub	poena for <i>(name</i>	of individual and title,	if any)	, ,		
on (date)	•	•			:	
	☐ I served the sub	poena by deliv	vering a copy to the	named person	as follows:		
						•	***
				on (dat	(e)	· · · · · · · · · · · · · · · · · · ·	or
	☐ I returned the s	ubpoena unexe	cuted because:				
	٠.						
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	\$						**
						* •	• •
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My fee	es are \$	for	r travel and \$	fo	r services, for a	total of \$	0.00
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•			· · ·	on is true.		;	0.00
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Additional information regarding attempted service, etc.:

AO 88B (Rev. 02/14) Subpoena to Produce Documents, Information, or Objects or to Permit Inspection of Premises in a Civil Action(Page 3)

Federal Rule of Civil Procedure 45 (c), (d), (e), and (g) (Effective 12/1/13)

(c) Place of Compliance.

(1) For a Trial, Hearing, or Deposition. A subpoena may command a person to attend a trial, hearing, or deposition only as follows:

(A) within 100 miles of where the person resides, is employed, or regularly transacts business in person; or

(B) within the state where the person resides, is employed, or regularly transacts business in person, if the person

(i) is a party or a party's officer; or

(ii) is commanded to attend a trial and would not incur substantial expense.

(2) For Other Discovery. A subpoena may command:

- (A) production of documents, electronically stored information, or tangible things at a place within 100 miles of where the person resides, is employed, or regularly transacts business in person; and
 - (B) inspection of premises at the premises to be inspected.

(d) Protecting a Person Subject to a Subpoena; Enforcement.

(1) Avoiding Undue Burden or Expense; Sanctions. A party or attorney responsible for issuing and serving a subpoena must take reasonable steps to avoid imposing undue burden or expense on a person subject to the subpoena. The court for the district where compliance is required must enforce this duty and impose an appropriate sanction—which may include lost earnings and reasonable attorney's fees-on a party or attorney who fails to comply.

(2) Command to Produce Materials or Permit Inspection.

(A) Appearance Not Required. A person commanded to produce documents, electronically stored information, or tangible things, or to permit the inspection of premises, need not appear in person at the place of production or inspection unless also commanded to appear for a deposition, hearing, or trial.

(B) Objections. A person commanded to produce documents or tangible things or to permit inspection may serve on the party or attorney designated in the subpoena a written objection to inspecting, copying, testing, or sampling any or all of the materials or to inspecting the premises-or to producing electronically stored information in the form or forms requested. The objection must be served before the earlier of the time specified for compliance or 14 days after the subpoena is served. If an objection is made, the following rules apply:

(i) At any time, on notice to the commanded person, the serving party may move the court for the district where compliance is required for an

order compelling production or inspection.

(ii) These acts may be required only as directed in the order, and the order must protect a person who is neither a party nor a party's officer from significant expense resulting from compliance.

(3) Quashing or Modifying a Subpoena.

(A) When Required. On timely motion, the court for the district where compliance is required must quash or modify a subpoena that:

(i) fails to allow a reasonable time to comply;

(ii) requires a person to comply beyond the geographical limits specified in Rule 45(c);

(iii) requires disclosure of privileged or other protected matter, if no exception or waiver applies; or

(iv) subjects a person to undue burden.

(B) When Permitted. To protect a person subject to or affected by a subpoena, the court for the district where compliance is required may, on motion, quash or modify the subpoena if it requires

(i) disclosing a trade secret or other confidential research, development, or commercial information; or

(ii) disclosing an unretained expert's opinion or information that does not describe specific occurrences in dispute and results from the expert's study that was not requested by a party.

(C) Specifying Conditions as an Alternative. In the circumstances described in Rule 45(d)(3)(B), the court may, instead of quashing or modifying a subpoena, order appearance or production under specified conditions if the serving party:

(i) shows a substantial need for the testimony or material that cannot be

otherwise met without undue hardship; and

(ii) ensures that the subpoenaed person will be reasonably compensated.

(e) Duties in Responding to a Subpoena.

(1) Producing Documents or Electronically Stored Information. These procedures apply to producing documents or electronically stored

(A) Documents. A person responding to a subpoena to produce documents must produce them as they are kept in the ordinary course of business or must organize and label them to correspond to the categories in the demand.

(B) Form for Producing Electronically Stored Information Not Specified. If a subpoena does not specify a form for producing electronically stored information, the person responding must produce it in a form or forms in which it is ordinarily maintained or in a reasonably usable form or forms.

(C) Electronically Stored Information Produced in Only One Form. The person responding need not produce the same electronically stored

information in more than one form.

(D) Inaccessible Electronically Stored Information. The person responding need not provide discovery of electronically stored information from sources that the person identifies as not reasonably accessible because of undue burden or cost. On motion to compel discovery or for a protective order, the person responding must show that the information is not reasonably accessible because of undue burden or cost. If that showing is made, the court may nonetheless order discovery from such sources if the requesting party shows good cause, considering the limitations of Rule 26(b)(2)(C). The court may specify conditions for the discovery.

(2) Claiming Privilege or Protection.

(A) Information Withheld. A person withholding subpoenaed information under a claim that it is privileged or subject to protection as trial-preparation material must:

(i) expressly make the claim; and

(ii) describe the nature of the withheld documents, communications, or tangible things in a manner that, without revealing information itself privileged or protected, will enable the parties to assess the claim.

(B) Information Produced. If information produced in response to a subpoena is subject to a claim of privilege or of protection as trial-preparation material, the person making the claim may notify any party that received the information of the claim and the basis for it. After being notified, a party must promptly return, sequester, or destroy the specified information and any copies it has; must not use or disclose the information until the claim is resolved; must take reasonable steps to retrieve the information if the party disclosed it before being notified; and may promptly present the information under seal to the court for the district where compliance is required for a determination of the claim. The person who produced the information must preserve the information until the claim is resolved.

(g) Contempt.

The court for the district where compliance is required—and also, after a motion is transferred, the issuing court-may hold in contempt a person who, having been served, fails without adequate excuse to obey the subpoena or an order related to it.

RIDER "A"

Time Period: July 1, 2021 to the Present

Persons and Entities at Issue:

- 1. Elena Borisovna Stybel, M.D. (A Sole Proprietorship), Tax Identification Number 55-0866407 (the "Stybel Sole Proprietorship"); and
- 2. Elena Borisovna Stybel, M.D. ("Stybel").

Definitions:

The term "You" or "Your" means New York Billing and Processing Corp. and any of its owners, members, shareholders, representatives, employees, agents, successors, and assigns, including but not limited to Yana Mironovich.

The term "Persons at Issue" means the Stybel Sole Proprietorship and Stybel.

The term "document" shall be construed to include any written, recorded, or graphic material, or any other means of preserving thought, expression, or communication, whether handwritten, typed, printed, electronically or otherwise created, including telephone slips and logs, diary entries, calendars, reports, correspondence, memoranda, notes, electronic mail, video tapes, video cartridges, audio tapes, electronic recordings of any kind, photographs, computer tapes, computer diskettes and disks, computer hard drives or servers, and any transcriptions and printouts in Your possession, custody or control. A draft or non-identical copy is a separate document within the meaning of this term.

The term "communication" means all electronic mail, text messages, discussions, conversations, meetings, conferences, telephone conversations, interviews, negotiations, agreements, understandings, cards, letters, correspondence, facsimile transmissions, telegrams, telexes, voicemails, or other forms of written or verbal interchange, however transmitted or stored, including reports, notes, memoranda, lists, summaries, agenda and other records of any communications.

The term "related to" means concerning, referring to, pertaining to, describing, referencing, evidencing, constituting, or substantiating, and shall have the broadest meaning possible consistent with the terms of the Federal Rules of Civil Procedure.

The term "Insurance Payments" means any payments made by an insurance company.

The term "payment" means anything of value.

ITEMS REQUESTED:

For the time period identified above, provide:

- 1. All documents concerning Your ownership, sale or transfer of any ownership in You, incorporation, formation, or start-up, including any operating agreements.
- 2. All documents, contracts, and agreements, including all schedules and attachments, between You and/or shared between You and (i) any of the Persons at Issue; (ii) Abrams, Fensterman, Fensterman, Eisman, Formato, Ferrara, Wolf, & Carone, L.L.P. ("Abrams Fensterman") and/or Law Offices of Gabriel & Moroff, P.C. ("Gabriel Moroff") that are related to or concern any of the Persons at Issue; (iii) Family Fund Capital LLC (including any individual acting on its behalf) that are related to or concern any of the Persons at Issue; (iv) Blue Tech Supplies Inc. (or any individual acting on its behalf) that are related to or concern any of the Persons at Issue; (v) Sunstone Services Inc. (or any individual acting on its behalf) that are related to or concern any of the Persons at Issue; and/or (vi) Evergreen & Remegone LLC (or any individual acting on its behalf) that are related to or concern any of the Persons at Issue.
- 3. All written communications between You and (i) any of the Persons at Issue; (ii) Abrams Fensterman and/or Gabriel Moroff (including any of the firms' attorneys or individuals acting on their behalf) that are related to or concern any of the Persons at Issue; (iii) Family Fund Capital LLC (including any individual acting on its behalf) that are related to or concern any of the Persons at Issue; (iv) Blue Tech Supplies Inc. (including any individual acting on its behalf) that are related to or concern any of the Persons at Issue; (v) Sunstone Services Inc. (or any individual acting on its behalf) that are related to or concern any of the Persons at Issue; and/or (vi) Evergreen & Remegone LLC (or any individual acting on its behalf) that are related to or concern any of the Persons at Issue.
- 4. All documents related to or reflecting any goods and/or services provided or performed by You, or utilized by You in providing any goods and/or services, to, for, or on behalf of any of the Persons at Issue. This requests includes, but is not limited to, all applications, bills, invoices, reports, statements, applications, medical reports, requests for payment, direction letters, payment directives, attorney escrow agreements, retainer agreements, and any documents, created by You, or at Your direction, for the benefit of any of the Persons at Issue.
- 5. All documents reflecting payments made to You in exchange for any goods and/or services provided to, for, or on behalf of any of the Persons at Issue, including but not limited to canceled checks, bank statements, account ledgers, general ledgers, or cash disbursement journals.
- 6. All documents related to any advertisements for employment listed on Indeed, Craig's List, or any other website for job listings placed through You or listing You as the contact person related to the Persons at Issue.
- 7. All documents relating to monies You provided to (i) any of the Persons at Issue, (ii) to any third-party related to any agreements between You and any of the Persons at Issue, and/or (iii) any third-party related to any Insurance Payments that relate to or concern any of the Persons at Issue. This request should be construed to include payments made in paper form (e.g., checks) or electronic form (e.g., wire transfer or EFT).

8. All documents relating to monies received by You from any source (including Insurance Payments) in relation to any agreements between You and any of the Persons at Issue. This request should be construed to include payments received in paper form (e.g., checks) or electronic form (e.g., wire transfer or EFT).

The name, address, e-mail address, and telephone number of the attorney representing Plaintiffs Government Employees Insurance Co., et al., who issues or requests this subpoena, is: Michael Vanunu, Esq., Rivkin Radler LLP, 926 RXR Plaza, Uniondale, New York 11556, (516) 357-3337, Michael.vanunu@rivkin.com.

Case 1:22-cv-02834-PKC-MMH Document 25-1 Filed 12/06/22 Page 7 of 37 PageID #: 250 AFFIDAVIT OF SERVICE

UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF NEW YORK	*	
GOVERNMENT EMPLOYEES INSURANCE COMPANY, ET AL.		1:22-CV-02834(PKC)(MMH)
- against - STYBEL, ET AL.	Plaintiff(s) Petittioner(s)	RETURN DATE: 10/26/22 @ 10:00AM
	Defendant(s)	ATTODNEY EILE#

STATE OF NEW YORK: COUNTY OF NASSAU: ss:

TONY CONIGLIARO, BEING DULY SWORN DEPOSES AND SAYS DEPONENT IS NOT A PARTY TO THIS ACTION AND IS OVER THE AGE OF EIGHTEEN YEARS AND RESIDES IN THE STATE OF NEW YORK

Respondent(s)

That on 10/04/2022, 11:02AM at 2716 ARKANSAS DRIVE, BROOKLYN, NY 11234, deponent served a SUBPOENA TO PRODUCE DOCUMENTS, INFORMATION, OR OBJECTS OR TO PERMIT INSPECTION OF PREMISES IN A CIVIL ACTION ON NEW YORK BILLING AND PROCESSING CORP., a witness in the above action.

By delivering to and leaving with YANA MARINOVICH A/K/A YANA LEVKOWICH at the above address and that he knew the person so served to be the managing agent of the corporation.

DEPONENT DESCRIBES THE INDIVIDUAL SERVED AS FOLLOWS: Sex F Approximate age 32 Approximate height 5'05" Approximate weight 127 Color of hair BROWN Color of skin WHITE ACCENT & NY LICENSE PLATE #S: KHB3476, JBD6570 & JLD1958

RIVKIN RADLER LLP

926 RXR PLAZA

UNIONDALE, NY 11556-0926 (516)357-3000

License # 1220476

Sworn to before me on 10/05/2022 MAUREEN MCCAFFREY NO.01MC5018583 NOTARY PUBLIC, STATE OF NEW YORK QUALIFIED IN SUFFOLK COUNTY COMMISSION EXPIRES OCTOBER 4, 2025

ATTORNEY FILE#:

5100-3539



AO 88B (Rev. 02/14) Subpoena to Produce Documents, Information, or Objects or to Permit Inspection of Premises in a Civil Action

UNITED STATES DISTRICT COURT

for the

Eastern District of New York

	Plaintiff)	
	V. .) Civil Action No	o. 1:22-cv-02834(PKC)(MMH)
Sty	ybel, et al.) .	
·	Defendant	j .	
SUB	POENA TO PRODUCE DOC OR TO PERMIT INSPECTION	UMENTS, INFORMATI N OF PREMISES IN A C	ON, OR OBJECTS CIVIL ACTION
Го:		Tech Supplies Inc. t, 1A, New York, New Yorl	k 10012
	(Name of person	to whom this subpoena is direc	ted)
Production: Y cocuments, electronica naterial: See Attached	lly stored information, or objects	oduce at the time, date, an, and to permit inspection,	d place set forth below the following copying, testing, or sampling of the
Place: Rivkin Radler L	LP	Date and Time	2:
926 RXR Plaza			08/25/2022 10:00 am
			00/25/2022 10.00 am
Uniondale, Nev	v York 11556 remises: YOU ARE COMMAN	IDED to permit entry onto	the designated premises, land, or
Uniondale, New Inspection of P ther property possesses any inspect, measure, s	v York 11556 remises: YOU ARE COMMAN	e, date, and location set for	o the designated premises, land, or orth below, so that the requesting part ignated object or operation on it.
Uniondale, New Inspection of P ther property possesses any inspect, measure, s	v York 11556 Premises: YOU ARE COMMAN and or controlled by you at the time	e, date, and location set for le the property or any des	o the designated premises, land, or orth below, so that the requesting part ignated object or operation on it.
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Civil Action No. 1:22-cv-02834(PKC)(MMH)

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(date)			
	· · · · · · · · · · · · · · · · · · ·	•	
☐ I served the subj	poena by delivering a copy to the n	amed person as follows:	
•			
		on (date)	; or
☐ I returned the su	bpoena unexecuted because:		
tendered to the Will	less the fees for one day's attendan	ce, and the inneage anower	d by law, in the amount of
\$. "	
\$	for travel and \$		a total of \$ 0.00
\$	·		
fees are \$	for travel and \$	for services, for	
\$fees are \$	·	for services, for	
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(B) Form for Producing Electronically Stored Information Not Specified. If a subpoena does not specify a form for producing electronically stored information, the person responding must produce it in a form or forms in which it is ordinarily maintained or in a reasonably usable form or forms.

(C) Electronically Stored Information Produced in Only One Form. The person responding need not produce the same electronically stored

information in more than one form.

(D) Inaccessible Electronically Stored Information. The person responding need not provide discovery of electronically stored information from sources that the person identifies as not reasonably accessible because of undue burden or cost. On motion to compel discovery or for a protective order, the person responding must show that the information is not reasonably accessible because of undue burden or cost. If that showing is made, the court may nonetheless order discovery from such sources if the requesting party shows good cause, considering the limitations of Rule 26(b)(2)(C). The court may specify conditions for the discovery.

(2) Claiming Privilege or Protection.

(A) Information Withheld. A person withholding subpoenaed information under a claim that it is privileged or subject to protection as trial-preparation material must:

(i) expressly make the claim; and

(ii) describe the nature of the withheld documents, communications, or tangible things in a manner that, without revealing information itself privileged or protected, will enable the parties to assess the claim.

(B) Information Produced. If information produced in response to a subpoena is subject to a claim of privilege or of protection as trial-preparation material, the person making the claim may notify any party that received the information of the claim and the basis for it. After being notified, a party must promptly return, sequester, or destroy the specified information and any copies it has; must not use or disclose the information until the claim is resolved; must take reasonable steps to retrieve the information if the party disclosed it before being notified; and may promptly present the information under seal to the court for the district where compliance is required for a determination of the claim. The person who produced the information must preserve the information until the claim is resolved.

(g) Contempt.

The court for the district where compliance is required—and also, after a motion is transferred, the issuing court—may hold in contempt a person who, having been served, fails without adequate excuse to obey the subpoena or an order related to it.

RIDER "A"

Time Period: July 1, 2021 to the Present

Persons and Entities at Issue:

- 1. Elena Borisovna Stybel, M.D. (A Sole Proprietorship), Tax Identification Number 55-0866407 (the "Stybel Sole Proprietorship"); and
- 2. Elena Borisovna Stybel, M.D. ("Stybel").

Definitions:

The term "You" or "Your" means Blue Tech Supplies Inc. and any of its owners, members, shareholders, representatives, employees, agents, successors, and assigns.

The term "Persons at Issue" means the Stybel Sole Proprietorship and Stybel.

The term "document" shall be construed to include any written, recorded, or graphic material, or any other means of preserving thought, expression, or communication, whether handwritten, typed, printed, electronically or otherwise created, including telephone slips and logs, diary entries, calendars, reports, correspondence, memoranda, notes, electronic mail, video tapes, video cartridges, audio tapes, electronic recordings of any kind, photographs, computer tapes, computer diskettes and disks, computer hard drives or servers, and any transcriptions and printouts in Your possession, custody or control. A draft or non-identical copy is a separate document within the meaning of this term.

The term "communication" means all paper and electronic form of e-mail, text messages, discussions, conversations, meetings, conferences, telephone conversations, interviews, negotiations, agreements, understandings, cards, letters, correspondence, facsimile transmissions, telegrams, telexes, voicemails, or other forms of written or verbal interchange, however transmitted or stored, including reports, notes, memoranda, lists, summaries, agenda and other records of any communications

The term "related to" means concerning, referring to, pertaining to, describing, referencing, evidencing, constituting, or substantiating, and shall have the broadest meaning possible consistent with the terms of the Federal Rules of Civil Procedure.

The term "Insurance Payments" means any payments made by an insurance company.

The term "payment" means anything of value.

ITEMS REQUESTED:

For the time period identified above, provide:

1. All documents concerning Your ownership, sale or transfer of any ownership in You, incorporation, formation, or start-up, including any operating agreements.

- 2. All documents, contracts, and agreements, including all schedules and attachments, between You and/or shared between You and (i) any of the Persons at Issue; (ii) Abrams, Fensterman, Fensterman, Eisman, Formato, Ferrara, Wolf, & Carone, L.L.P. ("Abrams Fensterman") and/or Law Offices of Gabriel & Moroff, P.C. ("Gabriel Moroff") that are related to or concern any of the Persons at Issue; (iii) Yana Mironovich and/or New York Billing and Processing Corp. (including any individual acting on its behalf) that are related to or concern any of the Persons at Issue; and/or; (iv) Family Fund Capital LLC (or any individual acting on its behalf) that are related to or concern any of the Persons at Issue.
- 3. All written communications between You and (i) any of the Persons at Issue; (ii) Abrams Fensterman and/or Gabriel Moroff (including any of the firms' attorneys or individuals acting on their behalf) that are related to or concern any of the Persons at Issue; (iii) Yana Mironovich and/or New York Billing and Processing Corp. (including any individual acting on its behalf) that are related to or concern any of the Persons at Issue; and/or (iv) Family Fund Capital LLC (including any individual acting on its behalf) that are related to or concern any of the Persons at Issue.
- 4. All documents related to or reflecting any goods and/or services provided or performed by You, or utilized by You in providing any goods and/or services, to, for, or on behalf of any of the Persons at Issue. This request includes, but is not limited to, all applications, bills, invoices, reports, statements, applications, medical reports, requests for payment, direction letters, payment directives, attorney escrow agreements, retainer agreements, and any documents, created by You, or at Your direction, for the benefit of any of the Persons at Issue.
- 5. All documents reflecting payments made to You in exchange for any goods and/or services provided to, for, or on behalf of any of the Persons at Issue, including but not limited to canceled checks, bank statements, account ledgers, general ledgers, or cash disbursement journals.
- 6. All documents related to any advertisements for employment listed on Indeed, Craig's List, or any other website for job listings placed through You or listing You as the contact person related to the Persons at Issue.
- 7. All documents relating to monies You provided to (i) any of the Persons at Issue, (ii) to any third-party related to any agreements between You and any of the Persons at Issue, and/or (iii) any third-party related to any Insurance Payments that relate to or concern any of the Persons at Issue. This request should be construed to include payments made in paper form (e.g., checks) or electronic form (e.g., wire transfer or EFT).
- 8. All documents relating to monies received by You from any source (including Insurance Payments) in relation to any agreements between You and any of the Persons at Issue. This request should be construed to include payments received in paper form (e.g., checks) or electronic form (e.g., wire transfer or EFT).

The name, address, e-mail address, and telephone number of the attorney representing Plaintiffs Government Employees Insurance Co., et al., who issues or requests this subpoena, is: Michael Vanunu,

Esq., Rivkin Radler LLP, 926 RXR Plaza, Uniondale, New York 11556, (516) 357-3337, Michael.vanunu@rivkin.com.

Case 1:22-cv-02834-PKC-MMH Documental Documental Document Day 25 of 37 Page 15 of 37 P

UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF NEW YORK

STYBEL, ET AL.

GOVERNMENT EMPLOYEES INSURANCE COMPANY, ET AL,

INDEX #:

1:22-CV-02834(PKC)(MMH)

Plaintiff(s)

Petittioner(s)

RETURN DATE: 8/25/22 @ 10:00AM

- against -

Defendant(s) Respondent(s)

ATTORNEY FILE#:

5100-3539

STATE OF NEW YORK: COUNTY OF NASSAU: ss:

STEFPHANIE CORLEONE, BEING DULY SWORN DEPOSES AND SAYS DEPONENT IS NOT A PARTY TO THIS ACTION AND IS OVER THE AGE OF EIGHTEEN YEARS AND RESIDES IN THE STATE OF NEW YORK

That on 08/09/2022, 03:55PM at 99 WASHINGTON AVENUE, 6TH FLOOR, ALBANY NY 12231, deponent served a SUBPOENA TO PRODUCE DOCUMENTS, INFORMATION, OR OBJECTS OR TO PERMIT INSPECTION OF PREMISES IN A CIVIL ACTION on BLUE TECH SUPPLIES INC., a witness in the above action.

Deponent served NANCY DOUGHERTY, an employee with the NEW YORK Secretary of State, with 2 copies of the above described papers and a fee of \$40.00, pursuant to section 306B of the NY BUSINESS CORPORATION LAW.

Deponent completed service by depositing a copy of the above described papers in a post paid, properly addressed envelope in an official depository under the exclusive care and custody of the United States Post Office in the State of NEW YORK, on 08/09/2022 addressed to witness BLUE TECH SUPPLIES INC. at 280 MULBERRY STREET, 1A, NEW YORK, NY 10012 with the envelope bearing the legend PERSONAL AND CONFIDENTIAL and did not indicate on the outside thereof that the communication was from an attorney or concerned an action against the witness, BLUE TECH SUPPLIES INC...

DEPONENT DESCRIBES THE INDIVIDUAL SERVED AS FOLLOWS:

Approximate age 60 Approximate height 5'03" Approximate weight 123

Color of skin WHITE

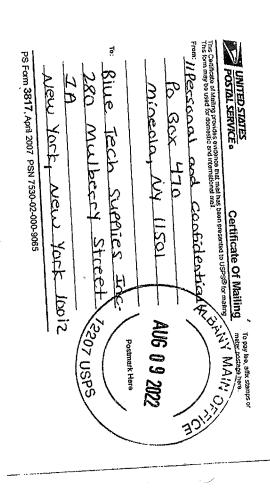
Color of hair BROWN

RIVKIN RADLER LLP

926 RXR PLAZA

UNIONDALE, NY 11556-0926 (516)357-3000

Sworn to before me on 08/13/2022 MAUREEN MCCAFFREY NO.01MC5018583 NOTAR PUBLIC, STATE OF NEW YORK QUALIFIED IN SUFFOLK COUNTY COMMISSION EXPIRES OCTOBER 4, 2025



AO 88B (Rev. 02/14) Subpoena to Produce Documents, Information, or Objects or to Permit Inspection of Premises in a Civil Action

UNITED STATES DISTRICT COURT

for the

Eastern District of	New York
Government Employees Insurance Company, et al.	
Plaintiff	1:22 ov 02834/PKC\/MMH\
v.)	Civil Action No. 1:22-cv-02834(PKC)(MMH)
Stybel, et al.	
Defendant)	
SUBPOENA TO PRODUCE DOCUMEN OR TO PERMIT INSPECTION OF P	PREMISES IN A CIVIL ACTION
To: Sunstone S 280 Mulberry Street, 1A, N	Services Inc. New York, New York 10012
(Name of person to whon	n this subpoena is directed)
Production: YOU ARE COMMANDED to produce a documents, electronically stored information, or objects, and to material: See Attached Rider "A"	at the time, date, and place set forth below the following permit inspection, copying, testing, or sampling of the
	Date and Time:
Place: Rivkin Radler LLP 926 RXR Plaza Uniondale, New York 11556	10/26/2022 10:00 am
other property possessed or controlled by you at the time, date may inspect, measure, survey, photograph, test, or sample the	property or any designated object or operation on it. Date and Time:
Place:	Date and Time:
The following provisions of Fed. R. Civ. P. 45 are atta Rule 45(d), relating to your protection as a person subject to a respond to this subpoena and the potential consequences of no	ached – Rule 45(c), relating to the place of compliance; subpoena; and Rule 45(e) and (g), relating to your duty to ot doing so.
Date: 10/03/2022	
CLERK OF COURT	OR
	/s/ Garin Scollan
Signature of Clerk or Deputy Clerk	Attorney's signature
The name, address, e-mail address, and telephone number of t Government Employees Insurance Company, et al.	, who issues or requests this subpocha, are.
Garin Scollan, 926 RXR Plaza, Uniondale, NY 11556, garin.sc	
Notice to the person who issue	es or requests this subpoena

If this subpoena commands the production of documents, electronically stored information, or tangible things or the inspection of premises before trial, a notice and a copy of the subpoena must be served on each party in this case before it is served on the person to whom it is directed. Fed. R. Civ. P. 45(a)(4).

AO 88B (Rev. 02/14) Subpoena to Produce Documents, Information, or Objects or to Permit Inspection of Premises in a Civil Action (Page 2)

Civil Action No. 1:22-cv-02834(PKC)(MMH)

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 45.)

	I received t	his subpoena fo	r (name of individual	and title, if any)	* .		
on (date,)						
	□ I cerved	the subpoena b	y delivering a cop	y to the named	person as follows:		
•	E.J. I SCIVOU	. are supported to	<i>y</i>	~			
					on (date)	;	or
	☐ I return	ed the subpoena	unexecuted becau	ısc:			
	Unless the tendered to	subpoena was in the witness the	ssued on behalf of fees for one day's	the United Stars attendance, an	tes, or one of its of ad the mileage allo	ficers or agents, in the	e amount of
	\$		•		• .		
My fee	s are \$	•	for travel and	\$	for services,	for a total of \$	0.00
112) 100	_						
	I declare u	nder penalty of	perjury that this ir	nformation is tru	ie.		
Date:	<u> </u>		•		Server's sig	nature	
		.÷			•		
	•		,		Printed name	and title	
	*.			, !			
			***************************************		Server's ac	ldress	

Additional information regarding attempted service, etc.:

AO 88B (Rev. 02/14) Subpoena to Produce Documents, Information, or Objects or to Permit Inspection of Premises in a Civil Action(Page 3)

Federal Rule of Civil Procedure 45 (c), (d), (e), and (g) (Effective 12/1/13)

(c) Place of Compliance.

(1) For a Trial, Hearing, or Deposition. A subpoena may command a person to attend a trial, hearing, or deposition only as follows:

(A) within 100 miles of where the person resides, is employed, or

regularly transacts business in person; or

(B) within the state where the person resides, is employed, or regularly transacts business in person, if the person

(i) is a party or a party's officer; or

(ii) is commanded to attend a trial and would not incur substantial

(2) For Other Discovery. A subpoena may command:

(A) production of documents, electronically stored information, or tangible things at a place within 100 miles of where the person resides, is employed, or regularly transacts business in person; and

(B) inspection of premises at the premises to be inspected.

(d) Protecting a Person Subject to a Subpoena; Enforcement.

(1) Avoiding Undue Burden or Expense; Sanctions. A party or attorney responsible for issuing and serving a subpoena must take reasonable steps to avoid imposing undue burden or expense on a person subject to the subpoena. The court for the district where compliance is required must enforce this duty and impose an appropriate sanction—which may include lost earnings and reasonable attorney's fees-on a party or attorney who fails to comply.

(2) Command to Produce Materials or Permit Inspection.

(A) Appearance Not Required. A person commanded to produce documents, electronically stored information, or tangible things, or to permit the inspection of premises, need not appear in person at the place of production or inspection unless also commanded to appear for a deposition,

hearing, or trial.

(B) Objections. A person commanded to produce documents or tangible things or to permit inspection may serve on the party or attorney designated in the subpoena a written objection to inspecting, copying, testing, or sampling any or all of the materials or to inspecting the premises-or to producing electronically stored information in the form or forms requested. The objection must be served before the earlier of the time specified for compliance or 14 days after the subpoena is served. If an objection is made, the following rules apply:

(i) At any time, on notice to the commanded person, the serving party may move the court for the district where compliance is required for an

order compelling production or inspection.

(ii) These acts may be required only as directed in the order, and the order must protect a person who is neither a party nor a party's officer from significant expense resulting from compliance.

(3) Quashing or Modifying a Subpoena.(A) When Required. On timely motion, the court for the district where compliance is required must quash or modify a subpoena that:

(i) fails to allow a reasonable time to comply;

(ii) requires a person to comply beyond the geographical limits specified in Rule 45(c);

(iii) requires disclosure of privileged or other protected matter, if no exception or waiver applies; or

(iv) subjects a person to undue burden.

(B) When Permitted. To protect a person subject to or affected by a subpoena, the court for the district where compliance is required may, on motion, quash or modify the subpoena if it requires:

(i) disclosing a trade secret or other confidential research,

development, or commercial information; or

(ii) disclosing an unretained expert's opinion or information that does not describe specific occurrences in dispute and results from the expert's study that was not requested by a party.

(C) Specifying Conditions as an Alternative. In the circumstances described in Rule 45(d)(3)(B), the court may, instead of quashing or modifying a subpoena, order appearance or production under specified conditions if the serving party:

(i) shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship; and

(ii) ensures that the subpoenaed person will be reasonably compensated.

(e) Duties in Responding to a Subpoena.

(1) Producing Documents or Electronically Stored Information. These procedures apply to producing documents or electronically stored

(A) Documents. A person responding to a subpoena to produce documents must produce them as they are kept in the ordinary course of business or must organize and label them to correspond to the categories in the demand.

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RIDER "A"

Time Period: July 1, 2021 to the Present

Persons and Entities at Issue:

- 1. Elena Borisovna Stybel, M.D. (A Sole Proprietorship), Tax Identification Number 55-0866407 (the "Stybel Sole Proprietorship"); and
- 2. Elena Borisovna Stybel, M.D. ("Stybel").

Definitions:

The term "You" or "Your" means Sunstone Services Inc. and any of its owners, members, shareholders, representatives, employees, agents, successors, and assigns.

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The term "document" shall be construed to include any written, recorded, or graphic material, or any other means of preserving thought, expression, or communication, whether handwritten, typed, printed, electronically or otherwise created, including telephone slips and logs, diary entries, calendars, reports, correspondence, memoranda, notes, electronic mail, video tapes, video cartridges, audio tapes, electronic recordings of any kind, photographs, computer tapes, computer diskettes and disks, computer hard drives or servers, and any transcriptions and printouts in Your possession, custody or control. A draft or non-identical copy is a separate document within the meaning of this term.

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The term "payment" means anything of value.

ITEMS REQUESTED:

For the time period identified above, provide:

1. All documents concerning Your ownership, sale or transfer of any ownership in You, incorporation, formation, or start-up, including any operating agreements.

- 2. All documents, contracts, and agreements, including all schedules and attachments, between You and/or shared between You and (i) any of the Persons at Issue; (ii) Abrams, Fensterman, Fensterman, Eisman, Formato, Ferrara, Wolf, & Carone, L.L.P. ("Abrams Fensterman") and/or Law Offices of Gabriel & Moroff, P.C. ("Gabriel Moroff") that are related to or concern any of the Persons at Issue; (iii) Yana Mironovich and/or New York Billing and Processing Corp. (including any individual acting on its behalf) that are related to or concern any of the Persons at Issue; (iv) Family Fund Capital LLC (or any individual acting on its behalf) that are related to or concern any of the Persons at Issue; (v) Blue Tech Supplies Inc. (or any individual acting on its behalf) that are related to or concern any of the Persons at Issue; and/or (vi) Evergreen & Remegone LLC (or any individual acting on its behalf) that are related to or concern any of the Persons at Issue.
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- 5. All documents reflecting payments made to You in exchange for any goods and/or services provided to, for, or on behalf of any of the Persons at Issue, including but not limited to canceled checks, bank statements, account ledgers, general ledgers, or cash disbursement journals.
- 6. All documents related to any advertisements for employment listed on Indeed, Craig's List, or any other website for job listings placed through You or listing You as the contact person related to the Persons at Issue.
- 7. All documents relating to monies You provided to (i) any of the Persons at Issue, (ii) to any third-party related to any agreements between You and any of the Persons at Issue, and/or (iii) any third-party related to any Insurance Payments that relate to or concern any of the Persons at Issue. This request should be construed to include payments made in paper form (e.g., checks) or electronic form (e.g., wire transfer or EFT).
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should be construed to include payments received in paper form (e.g., checks) or electronic form (e.g., wire transfer or EFT).

The name, address, e-mail address, and telephone number of the attorney representing Plaintiffs Government Employees Insurance Co., et al., who issues or requests this subpoena, is: Michael Vanunu, Esq., Rivkin Radler LLP, 926 RXR Plaza, Uniondale, New York 11556, (516) 357-3337, Michael vanunu@rivkin.com.

EASTERN DISTRICT OF NEW YORK		INDEX#:
GOVERNMENT EMPLOYEES INSURANCE COMPANY, ET AL.		1:22-CV-02834(PKC)(MMH)
- against -	Plaintiff(s) Petittioner(s)	RETURN DATE: 10/26/2022 @ 10:00AM
STYBEL, ET AL.		10/20/2022 @ 10.00/AW

STATE OF NEW YORK: COUNTY OF NASSAU: ss:

THE DISTRICT COURT FOR THE

STEFPHANIE CORLEONE, BEING DULY SWORN DEPOSES AND SAYS DEPONENT IS NOT A PARTY TO THIS ACTION AND IS OVER THE AGE OF EIGHTEEN YEARS AND RESIDES IN THE STATE OF NEW YORK

Defendant(s)

Respondent(s)

ATTORNEY FILE#:

5100-3539

That on 10/07/2022, 02:30PM at 99 WASHINGTON AVENUE, 6TH FLOOR, ALBANY NY 12231, deponent served a SUBPOENA TO PRODUCE DOCUMENTS, INFORMATION, OR OBJECTS OR TO PERMIT INSPECTION OF PREMISES IN A CIVIL ACTION on SUNSTONE SERVICES INC., a witness in the above action.

Deponent served NANCY DOUGHERTY, an employee with the NEW YORK Secretary of State, with 2 copies of the above described papers and a fee of \$40.00, pursuant to section 306B of the NY BUSINESS CORPORATION LAW.

Deponent completed service by depositing a copy of the above described papers in a post paid, properly addressed envelope in an official depository under the exclusive care and custody of the United States Post Office in the State of NEW YORK, on 10/07/2022 addressed to witness SUNSTONE SERVICES INC. at 280 MULBERRY STREET, #1A, NEW YORK, NEW YORK 10012 with the envelope bearing the legend PERSONAL AND CONFIDENTIAL and did not indicate on the outside thereof that the communication was from an attorney or concerned an action against the witness, SUNSTONE SERVICES INC.

DEPONENT DESCRIBES THE INDIVIDUAL SERVED AS FOLLOWS:
Sex F Approximate age 59 Approximate height 5'03" Approximate weight 140 Color of skin WHITE Color of hair BROWN

RIVKIN RADLER LLP

926 RXR PLAZA

UNIONDALE, NY 11556-0926 (516)357-3000 Stophane corhore

Sworn to before me on 10/12/2022 MAUREEN MCCAFFREY NO.01MC5018583 NOTARY PUBLIC, STATE OF NEW YORK QUALIFIED IN SUFFOLK COUNTY COMMISSION EXPIRES OCTOBER 4, 2025

Many

AO 88B (Rev. 02/14) Subpoena to Produce Documents, Information, or Objects or to Permit Inspection of Premises in a Civil Action

United States District Court

for the

	Eastern District of I	New York		
Government Employ	yees Insurance Company, et al.	•		
	Plaintiff) V.)	Civil Action No.	1:22-cv-02834(PKC	(MMH)
\$	Stybel, et al.			
	Defendant)			
su	BPOENA TO PRODUCE DOCUMENT OR TO PERMIT INSPECTION OF PR	REMISES IN A CIV	N, OR OBJECTS VIL ACTION	
То:	Romgo Tech S 1680 East 22nd Street, Apt. 205		rķ 11229	
	(Name of person to whom t	his subpoena is directed,)	
documents, electronic material: See Attache	YOU ARE COMMANDED to produce at cally stored information, or objects, and to ped Rider "A"	permit inspection, co	opying, testing, or sar	npling of the
Place: Rivkin Radle	r LLP	Date and Time:	1. 400	
926 RXR Pla		1	1/03/2022 10:00 am	
other property posses	Premises. YOU ARE COMMANDED to seed or controlled by you at the time, date, a e, survey, photograph, test, or sample the pr	and location set forth	n below, so that the re	equesting party
Place:		Date and Time:		
Rule 45(d), relating trespond to this subpo	ng provisions of Fed. R. Civ. P. 45 are attact to your protection as a person subject to a subject and the potential consequences of not one	ubpoena; and Rule 4	ating to the place of 5(e) and (g), relating	compliance; to your duty to
Date: 10/12/2022	2			
	CLERK OF COURT	OR	/s/ Garin Scolla	
	Signature of Clerk or Deputy Clerk	· · · · · · · · · · · · · · · · · · ·	Attorney's signatu	re
Government Employe	-mail address, and telephone number of the ees Insurance Company, et al. XXR Plaza, Uniondale, NY 11556, garin.sco	, who issu	es or requests this su	Plaintiffs, bpoena, are:
	Notice to the person who issues			

If this subpoena commands the production of documents, electronically stored information, or tangible things or the inspection of premises before trial, a notice and a copy of the subpoena must be served on each party in this case before it is served on the person to whom it is directed. Fed. R. Civ. P. 45(a)(4).

AO 88B (Rev. 02/14) Subpoena to Produce Documents, Information, or Objects or to Permit Inspection of Premises in a Civil Action (Page 2)

Civil Action No. 1:22-cv-02834(PKC)(MMH)

PROOF OF SERVICE

I received this si	abpoena for (name of individual and title, if any)		
date)	•	•	
☐ I served the s	subpoena by delivering a copy to the name	l person as follows:	Annual personal actual to the last of the
*		on (date)	; or
,	subpoena unexecuted because:		
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Additional information regarding attempted service, etc.:

AO 88B (Rev. 02/14) Subpoena to Produce Documents, Information, or Objects or to Permit Inspection of Premises in a Civil Action(Page 3)

Federal Rule of Civil Procedure 45 (c), (d), (e), and (g) (Effective 12/1/13)

(c) Place of Compliance.

(1) For a Trial, Hearing, or Deposition. A subpoena may command a person to attend a trial, hearing, or deposition only as follows:

(A) within 100 miles of where the person resides, is employed, or

regularly transacts business in person; or

(B) within the state where the person resides, is employed, or regularly transacts business in person, if the person

(i) is a party or a party's officer; or

(ii) is commanded to attend a trial and would not incur substantial

(2) For Other Discovery. A subpoena may command:

(A) production of documents, electronically stored information, or tangible things at a place within 100 miles of where the person resides, is employed, or regularly transacts business in person; and

(B) inspection of premises at the premises to be inspected.

(d) Protecting a Person Subject to a Subpoeua; Enforcement.

(1) Avoiding Undue Burden or Expense; Sanctions. A party or attorney responsible for issuing and serving a subpoena must take reasonable steps to avoid imposing undue burden or expense on a person subject to the subpoena. The court for the district where compliance is required must enforce this duty and impose an appropriate sanction—which may include lost earnings and reasonable attorney's fees-on a party or attorney who fails to comply.

(2) Command to Produce Materials or Permit Inspection.

(A) Appearance Not Required. A person commanded to produce documents, electronically stored information, or tangible things, or to permit the inspection of premises, need not appear in person at the place of production or inspection unless also commanded to appear for a deposition, hearing, or trial.

(B) Objections. A person commanded to produce documents or tangible things or to permit inspection may serve on the party or attorney designated in the subpoena a written objection to inspecting, copying, testing, or sampling any or all of the materials or to inspecting the premises-or to producing electronically stored information in the form or forms requested. The objection must be served before the earlier of the time specified for compliance or 14 days after the subpoena is served. If an objection is made, the following rules apply:

(i) At any time, on notice to the commanded person, the serving party may move the court for the district where compliance is required for an

order compelling production or inspection.

(ii) These acts may be required only as directed in the order, and the order must protect a person who is neither a party nor a party's officer from significant expense resulting from compliance.

(3) Quashing or Modifying a Subpoena.

(A) When Required. On timely motion, the court for the district where compliance is required must quash or modify a subpoena that:

(i) fails to allow a reasonable time to comply;

(ii) requires a person to comply beyond the geographical limits specified in Rule 45(c);

(iii) requires disclosure of privileged or other protected matter, if no exception or waiver applies; or

(iv) subjects a person to undue burden.

(B) When Permitted. To protect a person subject to or affected by a subpoena, the court for the district where compliance is required may, on motion, quash or modify the subpoena if it requires:

(i) disclosing a trade secret or other confidential research, development, or commercial information; or

(ii) disclosing an unretained expert's opinion or information that does not describe specific occurrences in dispute and results from the expert's study that was not requested by a party.

(C) Specifying Conditions as an Alternative. In the circumstances described in Rule 45(d)(3)(B), the court may, instead of quashing or modifying a subpoena, order appearance or production under specified conditions if the serving party:

(i) shows a substantial need for the testimony or material that cannot be

otherwise met without undue hardship; and

(ii) ensures that the subpoenaed person will be reasonably compensated.

(e) Duties in Responding to a Subpoena.

(1) Producing Documents or Electronically Stored Information. These procedures apply to producing documents or electronically stored

(A) Documents. A person responding to a subpoena to produce documents must produce them as they are kept in the ordinary course of business or must organize and label them to correspond to the categories in the demand.

(B) Form for Producing Electronically Stored Information Not Specified. If a subpoena does not specify a form for producing electronically stored information, the person responding must produce it in a form or forms in which it is ordinarily maintained or in a reasonably usable form or forms,

(C) Electronically Stored Information Produced in Only One Form. The person responding need not produce the same electronically stored

information in more than one form

(D) Inaccessible Electronically Stored Information. The person responding need not provide discovery of electronically stored information from sources that the person identifies as not reasonably accessible because of undue burden or cost. On motion to compel discovery or for a protective order, the person responding must show that the information is not reasonably accessible because of undue burden or cost. If that showing is made, the court may nonetheless order discovery from such sources if the requesting party shows good cause, considering the limitations of Rule 26(b)(2)(C). The court may specify conditions for the discovery.

(2) Claiming Privilege or Protection.

(A) Information Withheld. A person withholding subpoenaed information under a claim that it is privileged or subject to protection as trial-preparation material must:

(i) expressly make the claim; and

(ii) describe the nature of the withheld documents, communications, or tangible things in a manner that, without revealing information itself privileged or protected, will enable the parties to assess the claim.

(B) Information Produced. If information produced in response to a subpoena is subject to a claim of privilege or of protection as trial-preparation material, the person making the claim may notify any party that received the information of the claim and the basis for it. After being notified, a party must promptly return, sequester, or destroy the specified information and any copies it has; must not use or disclose the information until the claim is resolved; must take reasonable steps to retrieve the information if the party disclosed it before being notified; and may promptly present the information under seal to the court for the district where compliance is required for a determination of the claim. The person who produced the information must preserve the information until the claim is

(g) Contempt.

The court for the district where compliance is required—and also, after a motion is transferred, the issuing court—may hold in contempt a person who, having been served, fails without adequate excuse to obey the subpoena or an order related to it.

RIDER "A"

Time Period: July 1, 2021 to the Present

Persons and Entities at Issue:

- 1. Elena Borisovna Stybel, M.D. (A Sole Proprietorship), Tax Identification Number 55-0866407 (the "Stybel Sole Proprietorship");
- 2. Elena Borisovna Stybel, D.O. ("Stybel"); and
- 3. Evergreen & Remegone LLC ("Evergreen").

Definitions:

The term "Romgo" means Romgo Tech Service Inc. and any of its owners, members, shareholders, representatives, employees, agents, successors, assigns, and/or any individual or entity acting on its behalf.

The term "Persons at Issue" means the Stybel Sole Proprietorship, Stybel, and/or Evergreen, including any individual or entity acting on their behalf.

The term "document" shall be construed to include any written, recorded, or graphic material, or any other means of preserving thought, expression, or communication, whether handwritten, typed, printed, electronically or otherwise created, including telephone slips and logs, diary entries, calendars, reports, correspondence, memoranda, notes, electronic mail, video tapes, video cartridges, audio tapes, electronic recordings of any kind, photographs, computer tapes, computer diskettes and disks, computer hard drives or servers, and any transcriptions and printouts in Romgo's possession, custody or control. A draft or non-identical copy is a separate document within the meaning of this term.

The term "communication" means all paper and electronic form of e-mail, text messages, discussions, conversations, meetings, conferences, telephone conversations, interviews, negotiations, agreements, understandings, cards, letters, correspondence, facsimile transmissions, telegrams, telexes, voicemails, or other forms of written or verbal interchange, however transmitted or stored, including reports, notes, memoranda, lists, summaries, agenda and other records of any communications

The term "payment" means anything of value.

Categories:

For the time period identified above:

- 1. All agreements or contracts (including all schedules and exhibits) between Romgo and any of the Persons at Issue.
- 2. All written communications, including but not limited to letters, emails, text messages, and/or facsimile transmissions, between Romgo and any of the Persons at Issue.
- 3. All documents reflecting payments made by any of the Persons at Issue to Romgo, including but not limited to canceled checks, bank statements, account ledgers, general ledgers, or cash disbursement journals.
- 4. All documents reflecting or demonstrating any services performed or provided by Romgo to, for, or on behalf of any of the Persons at Issue.
- 5. All W-2s, 1099s, or proof of payment for any individual and/or entity that performed or provided services for or on behalf of Romgo to any of the Persons at Issue, including but not limited to any technician services provided by Romgo for or on behalf of any of the Persons at Issue.

Please contact Rivkin Radler LLP, c/o Garin Scollan, Esq. with any questions at (516) 357-3372 or garin.scollan@rivkin.com.

Case 1:22-cv-02834-PKC-MMH Document 25-1 Filed 12/06/22 Page 29 of 37 PageID #: 272

UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF NEW YORK

GOVERNMENT EMPLOYEES INSURANCE COMPANY, ET AL.

Plaintiff(s)
Petittioner(s)
RETURN DATE:
11/3/2022 @ 10:00AM

Defendant(s)
Respondent(s)
Respondent(s)
STYBEL, ET AL.

STATE OF NEW YORK: COUNTY OF NASSAU: ss:

STEFPHANIE CORLEONE, BEING DULY SWORN DEPOSES AND SAYS DEPONENT IS NOT A PARTY TO THIS ACTION AND IS OVER THE AGE OF EIGHTEEN YEARS AND RESIDES IN THE STATE OF NEW YORK

That on 10/20/2022, 03:50PM at 99 WASHINGTON AVENUE, 6TH FLOOR, ALBANY NY 12231, deponent served a SUBPOENA TO PRODUCE DOCUMENTS, INFORMATION, OR OBJECTS OR TO PERMIT INSPECTION OF PREMISES IN A CIVIL ACTION on ROMGO TECH SERVICE INC NAMED HEREIN AS ROMGO TECH SERVICE INC., a witness in the above action.

Deponent served SUE ZOUKY, an employee with the NEW YORK Secretary of State, with 2 copies of the above described papers and a fee of \$40.00, pursuant to section 306B of the NY BUSINESS CORPORATION LAW.

Deponent completed service by depositing a copy of the SUBPOENA TO PRODUCE DOCUMENTS, INFORMATION, OR OBJECTS OR TO PERMIT INSPECTION OF PREMISES IN A CIVIL ACTION AND NOTICE OF SERVICE in a post paid, properly addressed envelope in an official depository under the exclusive care and custody of the United States Post Office in the State of NEW YORK, on 10/21/2022 addressed to witness ROMGO TECH SERVICE INC NAMED HEREIN AS ROMGO TECH SERVICE INC. at 1680 EAST 22ND STREET, APARTMENT 205, BROOKLYN, NEW YORK 11229 with the envelope bearing the legend PERSONAL AND CONFIDENTIAL and did not indicate on the outside thereof that the communication was from an attorney or concerned an action against the witness, ROMGO TECH SERVICE INC NAMED HEREIN AS ROMGO TECH SERVICE INC.

DEPONENT DESCRIBES THE INDIVIDUAL SERVED AS FOLLOWS:
Sex F Approximate age 54 Approximate height 5'05" Approximate weight 170 Color of skin WHITE Color of hair BLONDE

RIVKIN RADLER LLP

926 RXR PLAZA

UNIONDALE, NY 11556-0926 (516)357-3000 Stophane Longue

Sworn to before me on 10/25/2022 MAUREEN MCCAFFREY NO.01MC5018583 NOTARY PUBLIC, STATE OF NEW YORK QUALIFIED IN SUFFOLK COUNTY COMMISSION EXPIRES OCTOBER 4, 2025

- Mush

This Certificate of Mexing provides entitience first med has been presented to USPS® for mexing. This form mey be used for domestic and international med. From: //Personal and confidentially Po Box 470 Minepla, NY 11501 To: Rongo Tech Service Foc. 1680 East 2and street Apt 205	To pey fee, affer stamps or realist position of the period
Brooking, New York 11229 PS Form 3817, April 2007 PSN 7530-02-000-9065	

AO 88B (Rev. 02/14) Subpoena to Produce Documents, Information, or Objects or to Permit Inspection of Premises in a Civil Action

United States District Court

for the

	Eastern I	District of N	lew York	•	
Government Employee	s Insurance Company, et al.)			•
1	Plaintiff			1:22-cv-02834(PK	C)(DADALI)
	V.)	Civil Action No.	1.22-CV-U2034(FK	C)(IVIIVIT)
Styk	pel, et al.	.)			
D	efendant	— j			
SUBP	OENA TO PRODUCE DO R TO PERMIT INSPECTION	CUMENT ON OF PR	S, INFORMATION EMISES IN A CIV	N, OR OBJECTS /IL ACTION	
То:	S 125 Beach 124th Stre	eaview Ser et, Apt. 2J,		ork 11694	
	(Name of pers	son to whom t	his subpoena is directed)	
	U ARE COMMANDED to y stored information, or objection "A"				
Place: Rivkin Radler LL	P		Date and Time:		·
926 RXR Plaza Uniondale, New		,	1	1/03/2022 10:00 an	1
other property possessed	emises: YOU ARE COMMA or controlled by you at the tarvey, photograph, test, or sar	ime, date, a	nd location set forth	below, so that the	requesting party
Rule 45(d), relating to yo	rovisions of Fed. R. Civ. P. 4 our protection as a person sub and the potential consequen	oject to a su	bpoena; and Rule 4	ating to the place o 5(e) and (g), relating	f compliance; g to your duty to
			OR	/s/ Garin Scol	Ian
	Signature of Clerk or De	outy Clerk		Attorney's signa	ture
Government Employees	il address, and telephone nur Insurance Company, et al. Plaza, Uniondale, NY 11556		, who issu	es or requests this s	Plaintiffs, ubpoena, are:
Canti Coonan, ozo ivit	i is a strong strong in the strong st	, 35			

Notice to the person who issues or requests this subpoena

If this subpoena commands the production of documents, electronically stored information, or tangible things or the inspection of premises before trial, a notice and a copy of the subpoena must be served on each party in this case before it is served on the person to whom it is directed. Fed. R. Civ. P. 45(a)(4).

AO 88B (Rev. 02/14) Subpoena to Produce Documents, Information, or Objects or to Permit Inspection of Premises in a Civil Action (Page 2)

Civil Action No. 1:22-cv-02834(PKC)(MMH)

PROOF OF SERVICE

'date)	ooena for (name of individual and title, if		
☐ I served the sub	poena by delivering a copy to the na	amed person as follows:	The said is book which the said of the sai
		on (date) ; or	
	abpoena unexecuted because:		
Unless the subpoet tendered to the wit	na was issued on behalf of the Unite ness the fees for one day's attendand	d States, or one of its officers or agents, I ce, and the mileage allowed by law, in the	have also e amount of
fees are \$	for travel and \$	for services, for a total of \$	0.00
I declare under per	alty of perjury that this information	is true.	
: :			
		Server's signature	
•)	Printed name and title	-
		Server's address	

Additional information regarding attempted service, etc.:

AO 88B (Rev. 02/14) Subpoena to Produce Documents, Information, or Objects or to Permit Inspection of Premises in a Civil Action(Page 3)

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(B) within the state where the person resides, is employed, or regularly transacts business in person, if the person

(i) is a party or a party's officer; or

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(d) Protecting a Person Subject to a Subpoena; Enforcement.

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(ii) These acts may be required only as directed in the order, and the order must protect a person who is neither a party nor a party's officer from significant expense resulting from compliance.

(3) Quashing or Modifying a Subpoena.

- (A) When Required. On timely motion, the court for the district where compliance is required must quash or modify a subpoena that:
 - (i) fails to allow a reasonable time to comply;
- (ii) requires a person to comply beyond the geographical limits specified in Rule 45(c);
- (iii) requires disclosure of privileged or other protected matter, if no exception or waiver applies; or

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(B) When Permitted. To protect a person subject to or affected by a subpoena, the court for the district where compliance is required may, on motion, quash or modify the subpoena if it requires:

(i) disclosing a trade secret or other confidential research, development, or commercial information; or

(ii) disclosing an unretained expert's opinion or information that does not describe specific occurrences in dispute and results from the expert's study that was not requested by a party.

(C) Specifying Conditions as an Alternative. In the circumstances described in Rule 45(d)(3)(B), the court may, instead of quashing or modifying a subpoena, order appearance or production under specified conditions if the serving party:

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(ii) ensures that the subpoenaed person will be reasonably compensated.

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(A) Documents. A person responding to a subpoena to produce documents must produce them as they are kept in the ordinary course of business or must organize and label them to correspond to the categories in the demand.

(B) Form for Producing Electronically Stored Information Not Specified. If a subpoena does not specify a form for producing electronically stored information, the person responding must produce it in a form or forms in which it is ordinarily maintained or in a reasonably usable form or forms.

(C) Electronically Stored Information Produced in Only One Form. The person responding need not produce the same electronically stored

information in more than one form.

(D) Inaccessible Electronically Stored Information. The person responding need not provide discovery of electronically stored information from sources that the person identifies as not reasonably accessible because of undue burden or cost. On motion to compel discovery or for a protective order, the person responding must show that the information is not reasonably accessible because of undue burden or cost. If that showing is made, the court may nonetheless order discovery from such sources if the requesting party shows good cause, considering the limitations of Rule 26(b)(2)(C). The court may specify conditions for the discovery.

(2) Claiming Privilege or Protection.

(A) Information Withheld. A person withholding subpoenaed information under a claim that it is privileged or subject to protection as trial-preparation material must:

(i) expressly make the claim; and

(ii) describe the nature of the withheld documents, communications, or tangible things in a manner that, without revealing information itself privileged or protected, will enable the parties to assess the claim.

(B) Information Produced. If information produced in response to a subpoena is subject to a claim of privilege or of protection as trial-preparation material, the person making the claim may notify any party that received the information of the claim and the basis for it. After being notified, a party must promptly return, sequester, or destroy the specified information and any copies it has; must not use or disclose the information until the claim is resolved; must take reasonable steps to retrieve the information under seal to the court for the district where compliance is required for a determination of the claim. The person who produced the information must preserve the information until the claim is resolved.

(g) Contempt.

The court for the district where compliance is required—and also, after a motion is transferred, the issuing court—may hold in contempt a person who, having been served, fails without adequate excuse to obey the subpoena or an order related to it.

RIDER "A"

Time Period: July 1, 2021 to the Present

Persons and Entities at Issue:

- 1. Elena Borisovna Stybel, M.D. (A Sole Proprietorship), Tax Identification Number 55-0866407 (the "Stybel Sole Proprietorship");
- 2. Elena Borisovna Stybel, D.O. ("Stybel"); and
- 3. Evergreen & Remegone LLC ("Evergreen").

Definitions:

The term "Seaview" means Seaview Services Inc. and any of its owners, members, shareholders, representatives, employees, agents, successors, assigns, and/or any individual or entity acting on its behalf.

The term "Persons at Issue" means the Stybel Sole Proprietorship, Stybel, and/or Evergreen, including any individual or entity acting on their behalf.

The term "document" shall be construed to include any written, recorded, or graphic material, or any other means of preserving thought, expression, or communication, whether handwritten, typed, printed, electronically or otherwise created, including telephone slips and logs, diary entries, calendars, reports, correspondence, memoranda, notes, electronic mail, video tapes, video cartridges, audio tapes, electronic recordings of any kind, photographs, computer tapes, computer diskettes and disks, computer hard drives or servers, and any transcriptions and printouts in Seaview's possession, custody or control. A draft or non-identical copy is a separate document within the meaning of this term.

The term "communication" means all paper and electronic form of e-mail, text messages, discussions, conversations, meetings, conferences, telephone conversations, interviews, negotiations, agreements, understandings, cards, letters, correspondence, facsimile transmissions, telegrams, telexes, voicemails, or other forms of written or verbal interchange, however transmitted or stored, including reports, notes, memoranda, lists, summaries, agenda and other records of any communications

The term "payment" means anything of value.

Categories:

For the time period identified above:

- 1. All agreements or contracts (including all schedules and exhibits) between Seaview and any of the Persons at Issue.
- 2. All written communications, including but not limited to letters, emails, text messages, and/or facsimile transmissions, between Seaview and any of the Persons at Issue.
- 3. All documents reflecting payments made by any of the Persons at Issue to Seaview, including but not limited to canceled checks, bank statements, account ledgers, general ledgers, or cash disbursement journals.
- 4. All documents reflecting or demonstrating any services performed or provided by Seaview to, for, or on behalf of any of the Persons at Issue.
- 5. All W-2s, 1099s, or proof of payment for any individual and/or entity that performed or provided services for or on behalf of Seaview to any of the Persons at Issue, including but not limited to any technician services provided by Seaview for or on behalf of any of the Persons at Issue.

Please contact Rivkin Radler LLP, c/o Garin Scollan, Esq. with any questions at (516) 357-3372 or garin.scollan@rivkin.com.

Case 1:22-cv-02834-PKC-MMH Document 25-1 Filed 12/06/22 Page 36 of 37 PageID #: 279 AFFIDAVIT OF SERVICE

UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF NEW YORK	14 17 (**) 44	
GOVERNMENT EMPLOYEES INSURANCE COMPANY, E	AL. INDEX #: 1:22-CV-02834(PKC)(MM	Н
- against - STYBEL, ET AL.	Plaintiff(s) Petittioner(s) RETURN DATE: 11/3/2022 @ 10:00AM	
	Defendant(s) ATTORNEY FILE#: Respondent(s) 5100-3539	

STATE OF NEW YORK: COUNTY OF NASSAU: ss:

STEFPHANIE CORLEONE, BEING DULY SWORN DEPOSES AND SAYS DEPONENT IS NOT A PARTY TO THIS ACTION AND IS OVER THE AGE OF EIGHTEEN YEARS AND RESIDES IN THE STATE OF NEW YORK

That on 10/20/2022, 03:50PM at 99 WASHINGTON AVENUE, 6TH FLOOR, ALBANY NY 12231, deponent served a SUBPOENA TO PRODUCE DOCUMENTS, INFORMATION, OR OBJECTS OR TO PERMIT INSPECTION OF PREMISES IN A CIVIL ACTION on SEAVIEW SERVICES INC., a witness in the above action.

Deponent served SUE ZOUKY, an employee with the NEW YORK Secretary of State, with 2 copies of the above described papers and a fee of \$40.00, pursuant to section 306B of the NY BUSINESS CORPORATION LAW.

Deponent completed service by depositing a copy of the SUBPOENA TO PRODUCE DOCUMENTS, INFORMATION, OR OBJECTS OR TO PERMIT INSPECTION OF PREMISES IN A CIVIL ACTION AND NOTICE OF SERVICE in a post paid, properly addressed envelope in an official depository under the exclusive care and custody of the United States Post Office in the State of NEW YORK, on 10/21/2022 addressed to witness SEAVIEW SERVICES INC. at 125 BEACH 124TH STREET, APARTMENT 2J, BELL HARBOR, NEW YORK 11694 with the envelope bearing the legend PERSONAL AND CONFIDENTIAL and did not indicate on the outside thereof that the communication was from an attorney or concerned an action against the witness, SEAVIEW SERVICES INC.

DEPONENT DESCRIBES THE INDIVIDUAL SERVED AS FOLLOWS:

Sex F Approximate age 54 Approximate height 5'05" Approximate weight 170 Color of skin WHITE Color of hair BLONDE

RIVKIN RADLER LLP

926 RXR PLAZA

UNIONDALE, NY 11556-0926 (516)357-3000 STEFPHANIE CORLEONE

Sworn to before me on 10/25/2022

MAUREEN MCCAFFREY NO.01MC5018583

NOTARY PUBLIC, STATE OF NEW YORK

QUALIFIED IN SUFFOLK COUNTY

COMMISSION EXPIRES OCTOBER 4, 2025

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